

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

King-Ming LO et al.

Serial No.: 09/708,506

Filed: November 9, 2000

Box: MISSING PARTS



For: ERYTHROPOIETIN FORMS WITH IMPROVED PROPERTIES

TRANSMITTAL LETTER FILING MISSING PARTS UNDER 37 CFR 1.53(d)

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

Responsive to the Office Action dated January 12, 2001 and the Preliminary Amendments filed November 9, 2000, and February 15, 2001, attached is the Declaration and Power of Attorney for the above-identified application for filing in compliance with 37 CFR 1.53. The sequence listing is also attached which includes a hard copy, computer readable copy and a statement to support filing. Another Preliminary Amendment is also attached to insert the ID NOs to the specification.

Attached is a check in the amount of \$930.00 to cover the following fees:

1.	Filing Fee	\$	710.00
2.	Missing Parts Surcharge	\$	130.00
3.	Claims over 20	\$	90.00

The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account #13-3402, two copies of this paper being attached for this purpose.

Respectfully submitted,

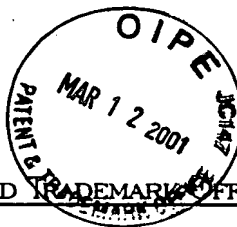
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Filed: March 12, 2001

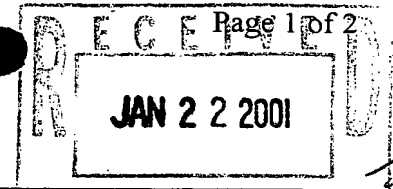
AJZ/tal:ATOCM\97\MISS PARTS RSP



UNITED STATES PATENT AND TRADEMARK OFFICE



COPY

Miller, Commissioner for Patents
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/708,506	11/09/2000	Arno Hartmann	MERCK-2056

23599

MILLEN WHITE ZELANO & BRANIGAN, P.C.
2200 CLARENDON BLVD. SUITE 1400
ARLINGTON, VA 22201

FORMALITIES LETTER



OC000000005676171

A missing parts due 3/12/01 Date Mailed: 01/12/2001
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NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$504.
 - \$234 for 13 total claims over 20.
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):
 - This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c).
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required under 37 CFR 1.821(e).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-1123
- For CRF Submission Help, call (703) 308-4212
- PatentIn Software Program Support
- - For Technical Assistance, call (703) 287-0200

03/13/2001 SSESHE1 00000064 09708506

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01 FC:101
02 FC:103
03 FC:105710.00 OP
90.00 OP
130.00 OP

1/12/01

■ - To Purchase PatentIn Software, call (703) 306-2600

- The balance due by applicant is \$ 1344.

A copy of this notice MUST be returned with the reply.

 
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE